

5. On January 30, 2002, Plaintiffs' counsel, via courier, returned two Sony laptop computers to MesoSystems. These were the same laptops that were used by plaintiffs James Seaba and Cory Phillips during their employment with MesoSystems. At that time, Plaintiffs also returned, among other items, the HP CD-writer that they had previously taken.

6. Prior to return of the laptops, MesoSystems set up and implemented a strict chain of custody procedure.

7. Upon the return of the laptops on January 30, 2002, on behalf of MesoSystems and at the direction of Ned Godshall, the Chief Executive Officer for MesoFuel, Inc., a majority-owned subsidiary of MesoSystems, I acknowledged receipt of the two laptops, the CD-writer, and the other items returned at that time. A true and correct copy of the Acknowledgment of Receipt bearing my initials is attached hereto as Exhibit A.

8. MesoSystems immediately initiated a chain of custody form. The first action on the form was filled out on January 30, 2002, when the laptops were returned. The laptops were then stored in a locked cabinet on company premises so that no one other than myself had access to them.

9. On February 11, 2002, upon Dr. Godshall's instructions and pursuant to arrangements made by counsel, MesoSystems sent, via UPS, the laptops, along with the chain of custody form, to New Technologies Armor, Inc. ("NTI") for storage.

10. From the time that Plaintiffs returned the computers to MesoSystems until the computers were sent to NTI, no one at MesoSystems or MesoFuel in any way accessed the boxes where the laptops were contained or attempted to operate the laptops during the time they were locked at our premises. My only contact with the laptops was to physically receive them, place them in the locked cabinet and ship them to NTI.

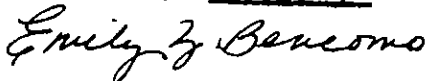


Lisa Albrecht

SUBSCRIBED and SWORN to before me this 21 day of April, 2003.



OFFICIAL SEAL
EMILY Y. BENCOMO
NOTARY PUBLIC-STATE OF NEW MEXICO
My commission expires: 6/13/04



Emily Y. Bencomo

Print Name: _____

Notary Public in and for the State of New
Mexico, residing at 3907 Rio Grande NW 87107
My commission expires: 6/13/04

I HEREBY CERTIFY that a true
And correct copy of the foregoing
was ~~made~~ ^{hand delivered} to counsel of record
this 22 day of April, 2003.



Alberto A. León